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*Attorneys for Defendants
Sky Enterprises, Inc. dba Laura Davidson Furniture;
and David Krosky a/k/a Dave McBride*

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

HERMAN MILLER, INC.,

Plaintiff,

v.

SKY ENTERPRISES, INC. dba LAURA
DAVIDSON FURNITURE; and DAVID
KROSKY a/k/a DAVE MCBRIDE,

Defendants.

CASE NO.: 2:20-cv-01480-RFB-EJY

**EXTENSION OF DEADLINES TO
FINALIZE SETTLEMENT**

(Second Request)

Defendants Sky Enterprises, Inc. dba Laura Davidson Furniture, and David Krosky a/k/a

1 Dave McBride and Plaintiff Herman Miller, Inc. (collectively, the “Parties”) hereby notify the
2 Court that they are in the process of completing and finalizing settlement documents, and jointly
3 stipulate as follows:

4 WHEREAS, on December 6, 2021, the Parties submitted a joint stipulation resetting the
5 case schedule, including dates for submission of *Markman* claim construction briefing as well as
6 remaining fact and expert discovery. (ECF No. 58.)

7 WHEREAS, on December 14, 2021, the Parties were able to resolve their differences and
8 executed a Binding Term Sheet to settle the lawsuit.

9 WHEREAS, on January 7, 2021, the Parties filed a notice of settlement and request to
10 extend the stay for fifteen 15 days (ECF No. 62 & 65), which the Court granted on January 11,
11 2022 (ECF No. 66).

12 WHEREAS, the Parties have been diligently working on finalizing a written settlement
13 agreement that will memorialize and effectuate the terms of the Parties’ settlement, but recognize
14 they need additional time.

15 WHEREAS, the Parties currently believe they can complete and execute the written
16 settlement agreement within fifteen (15) days and also anticipate filing for dismissal within this
17 time period.

18 WHEREAS, the Parties desire to devote their full attention to effectuating settlement, and
19 also to avoid further time and expense in briefing claim construction and engaging in fact discovery,
20 and therefore respectfully request an additional 15-day stay of all current deadlines.

21 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and between the
22 Parties, and the Court's approval is respectfully requested, that:

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All further proceedings in the action be stayed for a period of fifteen (15) additional days pending finalization of the Parties' written settlement agreement and submission of the Parties' dismissal papers.

IT IS SO AGREED AND STIPULATED:

DATED this 25th day of January, 2022.

DATED this 25th day of January, 2022.

FOLEY & LARDNER LLP

/s/ Jean-Paul Ciardullo

Jean-Paul Ciardullo, Esq.

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Attorneys for Defendants

IT IS SO ORDERED:


United States Magistrate Judge

DATED: January 25, 2022

4872-5375-7963 v1 [96809-20000]